



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution Certifying the Election Results of the November 7, 2006, General Municipal Election and Adopt Resolutions Reorganizing the Lodi City Council

MEETING DATE: December 6, 2006

PREPARED BY: City Clerk

RECOMMENDED ACTION: That the City Council adopt a resolution certifying the election results of the November 7, 2006, General Municipal Election in accordance with California Elections Code §10262. Following the certification of the election, pursuant to Lodi Municipal Code §2.04.070, that the City Council adopt resolutions reorganizing the Lodi City Council by electing a Mayor and Mayor Pro Tempore.

BACKGROUND INFORMATION: The San Joaquin County Registrar of Voters office is in the process of completing the canvass of election and the certification of the results will be sent to the City Clerk's office via facsimile on December 1, 2006. The certification will be forwarded to the City Council on blue sheets and attached to the accompanying resolution as Exhibit A.

Following adoption of the resolution certifying the election results, the reorganization of the City Council will take place as follows:

- Presentation to outgoing Council Member and Mayor by City Manager.
- In accordance with California Elections Code §10265, the City Clerk will administer the Oath of Office to Lodi City Council Members Elect Larry Hansen, Susan Hitchcock and Phil Katzakian and present Certificates of Election.
- The City Clerk will then conduct the election for the office of Mayor.
- Following the election, the City Clerk will hand the gavel to the newly-elected Mayor, who will then conduct the election for the office of Mayor Pro Tempore.
- The newly-elected Mayor will then conduct the remaining business on the agenda and adjourn the meeting.

FUNDING: None required.

A handwritten signature in black ink, appearing to read "Randi Johl", written over a horizontal line.

Randi Johl, City Clerk

APPROVED:

A handwritten signature in black ink, appearing to read "Blair King", written over a horizontal line.

Blair King, City Manager

RESOLUTION NO. 2006-220

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI,
CALIFORNIA, RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION
HELD ON NOVEMBER 7, 2006, DECLARING THE RESULT AND
SUCH OTHER MATTERS AS PROVIDED BY LAW

WHEREAS, a General Municipal Election was held and conducted in the City of Lodi, California, on Tuesday, November 7, 2006, as required by law; and

WHEREAS, notice of the election was given in time, form, and manner as provided by law; that candidates were nominated to fill the vacancy or vacancies as provided by law; that voting precincts were properly established; that election officers were appointed and that in all respects the election was held and conducted and the votes were cast, received, and canvassed and the returns made and declared in time, form, and manner as required by the provisions of the laws of the State of California relating to general law cities; and

WHEREAS, pursuant to State statute, the San Joaquin County Registrar of Voters' Office canvassed the returns of the election and has certified the results to this City Council; the results are received, attached, and made a part hereof as "Exhibit A."

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LODI, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS SHOWN ON EXHIBIT A:

SECTION 1. That the total whole number of ballots cast in the City was 17,079.

That the names of persons voted for at the election for Member, City Council are as follows:

Susan Hitchcock
Larry D. Hansen
John E. Johnson
Steve Jarrett
Jane Lea
Kevin E. Stevens
Roger Khan
Phil Katakian

That the measures voted upon at the election are as follows:

Measure G: Shall the ordinance establishing a ten-year one quarter cent transactions and use (sales) tax for the limited purpose of the implementation, construction, maintenance, and operation of the following prioritized projects: 1) placing paramedics on fire engines; 2) design and construction of Fire Station Number Five; 3) construction of the Lodi Aquatics Center; 4) design and construction of a replacement for Fire Station Number Two; and 5) construction of an Indoor Sports Center be adopted?

Measure H: Shall the ordinance rescinding Resolution No. 2005-203 entitled, "A Resolution of the Lodi City Council establishing water rates" be passed?

Measure J: Shall the Resolution establishing low-income discounts for water and sewer services be passed?

SECTION 2. That the number of votes given at each precinct and the number of votes given in the City to each of the persons named above for the respective offices, for which the persons were candidates, and for and against each measure named above is as listed in the attached Exhibit A.

SECTION 3. The City Council does declare and determine that Susan Hitchcock was elected as Council Member for the full term of four years, Larry D. Hansen was elected as Council Member for the full term of four years, and Phil Katzakian was elected as Council Member for the full term of four years.

That as a result of the election, a majority of the voters voting on Measure G relating to the Fire and Facilities Sales Tax Initiative did not vote in favor of it and that the measure was not carried and shall not be deemed adopted and ratified.

That as a result of the election, a majority of the voters voting on Measure H relating to the Water Rate Reduction Initiative did not vote in favor of it and that the measure was not carried and shall not be deemed adopted and ratified.

That as a result of the election, a two-third majority of the voters voting on Measure J relating to Low-Income Discounts for Water and Sewer Services did not vote in favor of it and that the measure was not carried and shall not be deemed adopted and ratified.

SECTION 4. The City Clerk shall enter on the records of the City Council of the City, a statement of the result of the election, showing: (1) the whole number of votes (ballots) cast in the City; (2) the names of the persons voted for; (3) the measure voted upon; (4) for what office each person was voted for; (5) the number of votes given at each precinct to each person and for and against the measures; and (6) the total number of votes given to each person and for and against the measure. Said information is set forth in this Resolution and the documentation attached hereto as Exhibit A.

SECTION 5. That the City Clerk shall immediately make and deliver to each of the persons so elected a Certificate of Election signed by the City Clerk and authenticated; that the City Clerk shall also administer to each person elected the Oath of Office prescribed in the Constitution of the State of California and shall have them subscribe to it and file it in the office of the City Clerk. Each and all of the persons so elected shall then be inducted into the respective office to which they have been elected.

SECTION 6. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

Dated: December 6, 2006

I hereby certify that Resolution No. 2006-220 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 6, 2006, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Johnson, Mounce, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None


RANDI JOHL
City Clerk

Statement of Votes Cast
Gubernatorial General Election
SOVC For Jurisdiction Wide, All Counters, All Races
San Joaquin County, CA
Official Final Results-By District 11-07-06

Date:12/05/06
Time:10:40:11
Page:1 of 95

	TURN OUT		
	Reg. Voters	Cards Cast	% Turnout
<u>County</u>			
*00 County Of San Joaquin	270356	141159	52.21%
Total	270356	141159	52.21%
<u>United States Representative</u>			
*1110 11th Congressional District	198091	113839	57.47%
*1180 18th Congressional District	72265	27320	37.81%
Total	270356	141159	52.21%
<u>State Senator</u>			
*2050 5th Senatorial District	195649	94659	48.38%
*2140 14th Senatorial District	74707	46500	62.24%
Total	270356	141159	52.21%
<u>Member of the State Assembly</u>			
*3100 10th Assembly District	62644	37014	59.09%
*3150 15th Assembly District	9298	4386	47.17%
*3170 17th Assembly District	85903	38063	44.31%
*3260 26th Assembly District	112511	61696	54.84%
Total	270356	141159	52.21%
<u>County Supervisor</u>			
*4010 1st Supervisorial Dist	45916	16996	37.02%
*4020 2nd Supervisorial Dist	46971	23685	50.42%
*4030 3rd Supervisorial Dist	56126	28747	51.22%
*4040 4th Supervisorial Dist	60788	37830	62.23%
*4050 5th Supervisorial Dist	60555	33901	55.98%
Total	270356	141159	52.21%
<u>City</u>			
*5030 City Of Tracy	29840	16082	53.89%
*5040 City Of Lodi	27726	17079	61.60%
*5050 City Of Manteca	25482	13345	52.37%
*5060 City Of Escalon	3409	2022	59.31%
*5070 City Of Ripon	6858	4450	64.89%
*5080 City Of Lathrop	4665	2170	46.52%
*5990 Unincorporated Area	59598	34310	57.57%
*601 City Of Stockton	112778	51701	45.84%
Total	270356	141159	52.21%

EXHIBIT A

REGISTRAR OF VOTER'S
CERTIFICATE OF RESULTS
OF THE
CITY OF LODI
CITY COUNCIL MUNICIPAL ELECTION
AND
CONSOLIDATED BALLOT MEASURES ELECTION
(MEASURES G, H, J)

HELD ON TUESDAY, NOVEMBER 7, 2006

I, DEBORAH S. HENCH, Registrar of Voters for the County of San Joaquin, State of California, do hereby certify that this office has completed the canvass of the City of Lodi Municipal and Consolidated Ballot Measures Election held on Tuesday, November 7, 2006, and that the following are the results of said election:

City of Lodi Council Members – (Three Elected)

Susan Hitchcock	9,407	22.23%
Larry D. Hansen	8,396	19.84%
John E. Johnson	5,005	11.83%
Steve Jarrett	3,654	8.64%
Jane Lea	4,194	9.91%
Kevin E. Stevens	3,895	9.21%
Roger Khan	1,990	4.70%
Phil Katzakian	5,575	13.18%
Dennis F. Haugan	92	
Write-in		

MEASURE G:

Shall the ordinance establishing a ten-year one quarter cent transactions and use (sales) tax for the limited purpose of the implementation, construction, maintenance, and operation of the following prioritized projects: 1) placing paramedics on fire engines; 2) design and construction of Fire Station Number Five; 3) construction of the Lodi Aquatics Center; 4) design and construction of a replacement for Fire Station Number Two; and 5) construction of an Indoor Sports Center be adopted?

YES	7,109	43.85%
NO	9,103	56.15%

MEASURE H:

Shall the ordinance rescinding Resolution No. 2005-203 entitled, "A Resolution of the Lodi City Council establishing water rates" be passed?

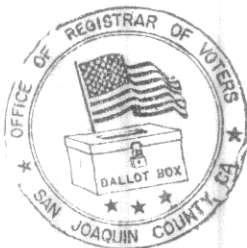
YES	5,647	36.12%
NO	9,988	63.88%

MEASURE J:

Shall the Resolution establishing low-income discounts for water and sewer services be passed?

YES	9,358	58.25%
NO	6,706	41.75%

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of December 2006.



Deborah S. Hench
DEBORAH S. HENCH
Registrar of Voters

Election Summary Report
Gubernatorial General Election
Summary For Jurisdiction Wide, All Counters, All Races
San Joaquin County, CA-Official Final Results 11-07-06

Date: 12/05/06
Time: 10:29:45
Page: 5 of 9

Registered Voters 270356 - Cards Cast 141159 52.21%

Num. Report Precinct 777 - Num. Reporting 777 100.00%

STOCKTON CITY COUNCIL			
DISTRICT 3			
	Total		
Number of Precincts	255		
Precincts Reporting	255	100.0 %	
Vote For	1		
Total Votes	45746		
CAROLE MURPHY	18741	40.97%	
LESLIE MARTIN	26919	58.84%	

STOCKTON CITY COUNCIL			
DISTRICT 5			
	Total		
Number of Precincts	255		
Precincts Reporting	255	100.0 %	
Vote For	1		
Total Votes	45568		
SUSAN TALAMANTES EGG	24445	53.65%	
BEVERLY FOSTER	21004	46.09%	

ESCALON CITY COUNCIL			
	Total		
Number of Precincts	8		
Precincts Reporting	8	100.0 %	
Vote For	3		
Total Votes	4793		
MATTHEW E. HERRERO	676	14.10%	
WALT MURKEN	1012	21.11%	
LINDA MARTIN	615	12.83%	
DANNY FOX	1346	28.08%	
ED ALVES	1120	23.37%	

MANTECA MAYOR			
	Total		
Number of Precincts	47		
Precincts Reporting	47	100.0 %	
Vote For	1		
Total Votes	10930		
WILLIE W. WEATHERFOR	10397	95.12%	

MANTECA CITY COUNCIL			
	Total		
Number of Precincts	47		
Precincts Reporting	47	100.0 %	
Vote For	2		
Total Votes	18345		
VINCENT "VINCE" HERN	7172	39.10%	
JOHN W. HARRIS	6779	36.95%	
SAMUEL ANDERSON	4253	23.18%	

LODI CITY COUNCIL			
	Total		
Number of Precincts	50		
Precincts Reporting	50	100.0 %	
Vote For	3		
Total Votes	42311		
SUSAN HITCHCOCK	9407	22.23%	
LARRY D. HANSEN	8396	19.84%	
JOHN E. JOHNSON	5005	11.83%	
STEVE JARRETT	3654	8.64%	
JANE LEA	4194	9.91%	
KEVIN E. STEVENS	3895	9.21%	
ROGER KHAN	1990	4.70%	
PHIL KATZAKIAN	5575	13.18%	

TRACY MAYOR			
	Total		
Number of Precincts	52		
Precincts Reporting	52	100.0 %	
Vote For	1		
Total Votes	15403		
CELESTE GARAMENDI	6881	44.67%	
BRENT H. IVES	8472	55.00%	

TRACY CITY COUNCIL			
	Total		
Number of Precincts	52		
Precincts Reporting	52	100.0 %	
Vote For	2		
Total Votes	27565		
ED GABLE	1947	7.06%	
CAROLE DOMINGUEZ	3373	12.24%	
PETE MITRACOS	2370	8.60%	
MICHAEL MACIEL	4476	16.24%	
ROGER ADHIKARI	2516	9.13%	
EVELYN TOLBERT	5754	20.87%	
SUZANNE TUCKER	5192	18.84%	
CLIF SCHOFIELD	1887	6.85%	

RIPON CITY COUNCIL			
	Total		
Number of Precincts	11		
Precincts Reporting	11	100.0 %	
Vote For	2		
Total Votes	7448		
JONATHAN GARZOLI	1110	14.90%	
TIM HERN	1747	23.46%	
DEAN D. UECKER	2197	29.50%	
CHUCK WINN	2363	31.73%	

Election Summary Report
Gubernatorial General Election
Summary For Jurisdiction Wide, All Counters, All Races
San Joaquin County, CA-Official Final Results 11-07-06

Date:12/05/06
Time:10:29:45
Page:8 of 9

Registered Voters 270356 - Cards Cast 141159 52.21%

Num. Report Precinct 777 - Num. Reporting 777 100.00%

PROPOSITION 86

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	137082	
Yes	56336	41.10%
No	80746	58.90%

MEASURE G CITY OF LODI SALES

TAX	Total	
Number of Precincts	50	
Precincts Reporting	50	100.0 %
Vote For	1	
Total Votes	16212	
Yes	7109	43.85%
No	9103	56.15%

PROPOSITION 87

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	135781	
Yes	50298	37.04%
No	85483	62.96%

**MEASURE H CITY OF LODI
LOW-INCOME WATER RATE**

	Total	
Number of Precincts	50	
Precincts Reporting	50	100.0 %
Vote For	1	
Total Votes	15635	
Yes	5647	36.12%
No	9988	63.88%

PROPOSITION 88

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	134479	
Yes	28931	21.51%
No	105548	78.49%

**MEASURE J CITY OF LODI
DISCOUNTS FOR WATER AND**

	Total	
Number of Precincts	50	
Precincts Reporting	50	100.0 %
Vote For	1	
Total Votes	16064	
Yes	9358	58.25%
No	6706	41.75%

PROPOSITION 89

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	133434	
Yes	27064	20.28%
No	106370	79.72%

**MEASURE L LODI UNIFIED
SCHOOL DISTRICT BOND**

	Total	
Number of Precincts	91	
Precincts Reporting	91	100.0 %
Vote For	1	
Total Votes	15176	
Bonds Yes	9225	60.79%
Bonds No	5951	39.21%

PROPOSITION 90

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	133510	
Yes	69137	51.78%
No	64373	48.22%

MEASURE M CITY OF MANTECA

	Total	
Number of Precincts	47	
Precincts Reporting	47	100.0 %
Vote For	1	
Total Votes	13108	
Yes	9179	70.03%
No	3929	29.97%

**MEASURE K SALES TAX FOR
LOCAL TRANSP IMPRVMT**

	Total	
Number of Precincts	777	
Precincts Reporting	777	100.0 %
Vote For	1	
Total Votes	134065	
Yes	104486	77.94%
No	29579	22.06%

**MEASURE N CITY OF STOCKTON
AMEND CHARTER-ARTICLE XXV**

	Total	
Number of Precincts	255	
Precincts Reporting	255	100.0 %
Vote For	1	
Total Votes	45537	
Yes	20849	45.78%
No	24688	54.22%

CERTIFICATE OF ELECTION AND OATH OF OFFICE

I, **Randi Johl**, City Clerk of the City of Lodi, State of California, do hereby certify that at a General Municipal Election held in the City of Lodi, on the 7th day of November, 2006, **Susan Hitchcock**, was elected to the office of Council Member for the City of Lodi as it appears in the Official Result of said Election on file in the City Clerk's Office.

WITNESS my hand and official seal this 6th day of December, 2006.



Randi Johl, City Clerk

STATE OF CALIFORNIA }

County of San Joaquin }

ss.

I, **Susan Hitchcock**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Council Member, City of Lodi



Susan Hitchcock

(Signature)

Subscribed and sworn to before me, this 6th day of December, 2006.



Randi Johl, City Clerk

CERTIFICATE OF ELECTION AND OATH OF OFFICE

I, **Randi Johl**, City Clerk of the City of Lodi, State of California, do hereby certify that at a General Municipal Election held in the City of Lodi, on the 7th day of November, 2006, **Larry D. Hansen**, was elected to the office of Council Member for the City of Lodi as it appears in the Official Result of said Election on file in the City Clerk's Office.

WITNESS my hand and official seal this 6th day of December, 2006.



Randi Johl, City Clerk

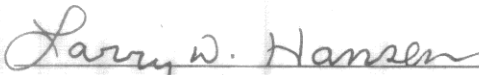
STATE OF CALIFORNIA }

ss.

County of San Joaquin }

I, **Larry D. Hansen**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Council Member, City of Lodi


Larry D. Hansen

(Signature)

Subscribed and sworn to before me, this 6th day of December, 2006.



Randi Johl, City Clerk

CERTIFICATE OF ELECTION AND OATH OF OFFICE

I, **Randi Johl**, City Clerk of the City of Lodi, State of California, do hereby certify that at a General Municipal Election held in the City of Lodi, on the 7th day of November, 2006, **Phil Katzakian**, was elected to the office of Council Member for the City of Lodi as it appears in the Official Result of said Election on file in the City Clerk's Office.

WITNESS my hand and official seal this 6th day of December, 2006.



Randi Johl, City Clerk

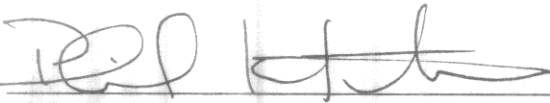
STATE OF CALIFORNIA }

ss.

County of San Joaquin }

I, **Phil Katzakian**, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

Council Member, City of Lodi



Phil Katzakian

(Signature)

Subscribed and sworn to before me, this 6th day of December, 2006.



Randi Johl, City Clerk

RESOLUTION NO. 2006-221

A RESOLUTION OF THE LODI CITY
COUNCIL CONFIRMING THE ELECTION
OF THE MAYOR

WHEREAS, reorganization of the City Council takes place at the first regular meeting in December each year; and

WHEREAS, during the reorganization, an election is held by the Council as a whole by nomination and vote for the positions of Mayor and Mayor Pro Tempore; and

WHEREAS, at its meeting held December 6, 2006, Bob Johnson was elected to serve as Mayor for a one-year period.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that Resolution No. 2006-221 is hereby adopted confirming the election of Bob Johnson as Mayor of the City of Lodi for a one-year period; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its passage.

DATED: December 6, 2006

I hereby certify that Resolution No. 2006-221 was passed and adopted by the Lodi City Council in a regular meeting held December 6, 2006, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Katzakian,
and Mounce

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk

RESOLUTION NO. 2006-222

A RESOLUTION OF THE LODI CITY
COUNCIL CONFIRMING THE ELECTION OF
THE MAYOR PRO TEMPORE

WHEREAS, reorganization of the City Council takes place at the first regular meeting in December each year; and

WHEREAS, during the reorganization, an election is held by the Council as a whole by nomination and vote for the positions of Mayor and Mayor Pro Tempore; and

WHEREAS, at its meeting held December 6, 2006, JoAnne Mounce was elected to serve as Mayor Pro Tempore for a one-year period.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that Resolution No. 2006-222 is hereby adopted confirming the election of JoAnne Mounce as Mayor Pro Tempore of the City of Lodi for a one-year period; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately upon its passage.

DATED: December 6, 2006

I hereby certify that Resolution No. 2006-222 was passed and adopted by the Lodi City Council in a regular meeting held December 6, 2006, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Katzakian, Mounce,
and Mayor Johnson

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk

CITY COUNCIL

BOB JOHNSON, Mayor
JOANNE MOUNCE,
Mayor Pro Tempore
LARRY D. HANSEN
SUSAN HITCHCOCK
PHIL KATZAKIAN

CITY OF LODI

CITY HALL, 221 WEST PINE STREET
P.O. BOX 3006
LODI, CALIFORNIA 95241-1910
(209) 333-6702 / FAX (209) 333-6807
www.lodi.gov cityclerk@lodi.gov

BLAIR KING, City Manager
RANDI JOHL, City Clerk
D. STEPHEN SCHWABAUER
City Attorney

December 20, 2006

Deborah Hench
Registrar of Voters
P.O. Box 810
Stockton, CA 95201

RE: NOVEMBER 7, 2006, GENERAL MUNICIPAL ELECTION

Enclosed please find certified copies of the following resolutions pertaining to the November 7, 2006, General Municipal Election, which was adopted by the Lodi City Council at its December 6, 2006, regular meeting:

- Resolution reciting the fact of the General Municipal Election held on November 7, 2006, declaring the result and such other matters as provided by law; and
- Resolution confirming the election of Bob Johnson as Mayor of the City of Lodi for a one-year period; and
- Resolution confirming the election of JoAnne Mounce as Mayor Pro Tempore of the City of Lodi for a one-year period.

Should you have any questions regarding this matter, please feel free to give me a call.

Sincerely,



Randi Johl
City Clerk

RJ/JMP

Enclosures